

Message Text

PAGE 01 STATE 224915

67

ORIGIN PM-04

INFO OCT-01 AF-08 ARA-06 EUR-12 EA-07 NEA-10 ISO-00 IO-13

CCO-00 ABF-01 OC-06 CIAE-00 H-02 INR-07 L-03 NSAE-00

NSC-05 PA-01 PRS-01 SP-02 SS-15 USIA-06 EB-07 NRC-05

TRSE-00 ERDA-05 COME-00 MC-02 DHA-02 ACDA-07 OMB-01

AID-05 IGA-02 /146 R

DRAFTED BY PM/SAS: RWSMITH:LD

APPROVED BY T - CMAW

T - MR. LEDOGAR

L/PM - MR. MICHEL

H - MR. GELBER

NEA/RA - COL. HOBBS

EUR/RPM - MR. REHFELD

ARA - COL. QUIGG

PM/SAS - MR. WINSHIP

M - MR. MCMANAWAY

DOD/DSAA - GEN FISH

JCS- GEN KEARNEY

EA - COL. BAILEY

AF - MR. LEWIS A/OC - MR. NAEHER

A/BF - MR. WILLIAMSON PM - MR. ERICSON

S/S -O: AWOTTO

----- 068866

P R 110119Z SEP 76

FM SECSTATE WASHDC

TO AMEMBASSY BRUSSELS PRIORITY

AMEMBASSY COPENHAGEN PRIORITY

AMEMBASSY PARIS PRIORITY

AMEMBASSY BONN PRIORITY

AMEMBASSY ROME PRIORITH

AMEMBASSY THE HAGUE PRIORITY

AMEMBASSY OSLO PRIORITY

AMEMBASSY SAN JOSE PRIORITY

AMEMBASSY ASUNCION PRIORITY

CONFIDENTIAL

PAGE 02 STATE 224915

AMEMBASSY MONTEVIDEO PRIORITY

AMEMBASSY NEW DELHI PRIORITY

JCS PRIORITY

USCINCEUR PRIORITY

CINCPAC PRIORITY
USCINCSO PRIORITY
INFO AMEMBASSY LUXEMBOURG
AMEMBASSY ATHENS
AMEMBASSY ANKARA
AMEMBASSY MADRID
AMEMBASSY LISBON
AMEMBASSY RABAT
AMEMBASSY TUNIS
AMEMBASSY JIDDA
AMEMBASSY AMMAN
AMEMBASSY KUWAIT
AMEMBASSY TEHRAN
AMEMBASSY MONROVIA
AMEMBASSY ADDIS ABABA
AMEMBASSY KINSHASA
AMEMBASSY ISLAMABAD
AMEMBASSY JAKARTA
AMEMBASSY BANGKOK
AMEMBASSY TAIPEI
AMEMBASSY MANILA
AMEMBASSY TOKYO
AMEMBASSY SEOUL
AMEMBASSY SANTO DOMINGO
AMEMBASSY TEGUCIGALPA
AMEMBASSY SAN SALVADOR
AMEMBASSY GUATEMALA
AMEMBASSY MANAGUA
AMEMBASSY PANAMA
AMEMBASSY BOGOTA
AMEMBASSY QUITO
AMEMBASSY LIMA
AMEMBASSY LA PAZ
AMEMBASSY BRASILIA
AMEMBASSY CARACAS
AMEMBASSY BUENOS AIRES
AMEMBASSY SANTIAGO
CONFIDENTIAL

PAGE 03 STATE 224915

USMISSION NATO
OSD/ISA/DSAA
CSA
CNO
CSAF
USNMR

C O N F I D E N T I A L STATE 224915

FOR THE AMBASSADOR

E.O. 11652: GDS

AGS: MASS, BE, DA, FR, GW, IT, NL, NO, CS, PA, UY, IN

SUBJECT: TERMS OF REFERENCE FOR OFFICE OF SECURITY
ASSISTANCE

REFERENCE: STATE 201994 DTG 132137Z AUG 76

JOINT STATE/DEFENSE MESSAGE

1. AS INDICATED IN PARA 6 REFTEL, IN WAKE OF TERMINATION OF ELEVEN MAAGS WE MUST CONSIDER TERMS OF REFERENCE FOR ASSIGNMENT TO CHIEF OF DIPLOMATIC MISSION OF UP TO THREE U.S. MILITARY PERSONNEL TO CARRY OUT FUNCTIONS PERTAINING TO INTERNATIONAL SECURITY ASSISTANCE PROGRAMS. AUTHORITY FOR SUCH ASSIGNMENT IS CONTAINED IN AMENDED SECTION 515 OF THE FOREIGN ASSISTANCE ACT OF 1961: "THE PRESIDENT MAY ASSIGN NOT MORE THAN THREE MEMBERS OF THE ARMED FORCES OF THE UNITED STATES TO THE CHIEF OF EACH UNITED STATES DIPLOMATIC MISSION TO PERFORM SUCH FUNCTIONS AS SUCH CHIEF OF MISSION DETERMINES NECESSARY WITH RESPECT TO INTERNATIONAL MILITARY EDUCATION AND TRAINING PROVIDED UNDER CHAPTER 5 OF THIS PART, TO SALES OF DEFENSE ARTICLES AND SERVICES UNDER THE ARMS EXPORT CONTROL ACT, OR TO SUCH OTHER INTERNATIONAL SECURITY ASSISTANCE PROGRAMS AS THE PRESIDENT MAY DESIGNATE."

2. IT IS CLEAR FROM THE ABOVE LANGUAGE AND ITS LEGISLATIVE HISTORY THAT IT IS THE INTENT OF CONGRESS THAT THE PERSONNEL CONCERNED BE AN INTEGRAL PART OF THE EMBASSY TO CONFIDENTIAL

PAGE 04 STATE 224915

CARRY OUT THOSE INTERNATIONAL SECURITY ASSISTANCE PROGRAM FUNCTIONS THAT THE AMBASSADOR DETERMINES NECESSARY IN THE DISCHARGE OF HIS RESPONSIBILITIES AS THE PRESIDENT'S REPRESENTATIVE TO THE HOST GOVERNMENT.

U.S. MILITARY PERSONNEL ASSIGNED UNDER AUTHORITY OF SECTION 515 WILL HAVE THE SAME STATUS AS PERSONNEL OF CIVILIAN AGENCIES OF THE EXECUTIVE BRANCH ASSIGNED TO THE AMBASSADOR'S STAFF, AND WILL BE ACCORDED DIPLOMATIC PRIVILEGES AND IMMUNITIES APPROPRIATE TO THEIR RANK, AND AS AGREED TO BETWEEN THE USG AND THE HOST COUNTRY. OTHER DETAILS RELATED TO ASSIGNMENT OF PERSONNEL FOLLOW:

A. TABLE OF ORGANIZATION

FOR THE SAKE OF UNIFORMITY AND FOR FUTURE COMMUNICATIONS PURPOSES, THE PERSONNEL ASSIGNED FOR THIS PURPOSE WILL BE KNOWN AS THE OFFICE OF SECURITY ASSISTANCE (OSA). HOWEVER, SHOULD IT APPEAR THAT THE USE OF THIS TERM MIGHT DISTURB HOST GOVERNMENT SENSITIVITIES, POSTS MAY REQUEST AUTHORIZATION, WITH SPECIFIC REASONS, TO SUBSTITUTE ALTERN-

ACTIVE TERMINOLOGY FOR LOCAL USE. EACH CHIEF OF DIPLOMATIC MISSION WILL PLACE THE OFFICE IN THE EMBASSY ORGANIZATION AS HE DEEMS MOST EFFECTIVE TO ENHANCE THE PERFORMANCE OF ITS DUTIES. HOWEVER, YOU WILL RECALL THAT NO SUCH FUNCTIONS CAN BE ASSIGNED TO THE DAO, IN LIGHT OF THE SPECIFIC PROVISION OF LAW THAT "AFTER SEPTEMBER 30, 1977, NO SUCH FUNCTIONS OR RELATED ACTIVITIES MAY BE PERFORMED BY ANY DEFENSE ATTACHES...".

B. SUPERVISION AND REPORTING RESPONSIBILITIES

THE OSA WILL REPORT TO THE CHIEF OF DIPLOMATIC MISSION IN ACCORDANCE WITH ESTABLISHED EMBASSY PROCEDURES. THE CHIEF OF DIPLOMATIC MISSION WILL BE RESPONSIBLE FOR PROVIDING POLICY DIRECTION TO ENSURE THAT OSA ACTIVITIES SUPPORT USG OBJECTIVES, POLICIES, AND PROGRAMS IN THAT COUNTRY. THE CHIEF OF DIPLOMATIC MISSION WILL SUPERVISE OSA WORK AND WILL ENSURE THAT APPROPRIATE

CONFIDENTIAL

PAGE 05 STATE 224915

EFFECTIVENESS REPORTS ARE PREPARED AS REQUIRED BY U.S. MILITARY DEPARTMENT REGULATIONS. FOR MILITARY COMMAND, PERSONNEL AND ADMINISTRATION PURPOSES, U.S. MILITARY PERSONNEL ASSIGNED TO OSA POSITIONS IN EMBASSIES WILL REPORT THROUGH CHANNELS PRESCRIBED BY DOD.

C. COMMUNICATIONS CHANNELS

THE OSA WILL UTILIZE DEPARTMENT OF STATE COMMUNICATIONS CHANNELS. THE CHIEF OF DIPLOMATIC MISSION MAY AT HIS DISCRETION DELEGATE RESPONSIBILITY FOR THE AUTHORIZATION AND APPROVAL OF MESSAGES ORIGINATING WITH THE OSA. THE OSA MAY ORIGINATE MESSAGES FOR, AND RECEIVE MESSAGES FROM, THE DEPARTMENT OF DEFENSE OR THE DEPARTMENT OF STATE, OR ELEMENTS OF BOTH, AS MAY BE NECESSARY IN CARRYING OUT THEIR ASSIGNED FUNCTIONS. IT WILL BE THE ULTIMATE RESPONSIBILITY OF THE CHIEF OF DIPLOMATIC MISSION UPON THE RECOMMENDATION OF THE OSA TO DETERMINE WHERE APPROPRIATE ACTION SHOULD BE DIRECTED AND ADDITIONAL INFORMATION ADDRESSEES INCLUDED. WE ARE CONSIDERING ESTABLISHING A SPECIAL MESSAGE CAPTION FOR SECURITY ASSISTANCE MESSAGES; FURTHER DETAILS CONCERNING THIS WILL BE PROVIDED LATER.

D. ADMINISTRATIVE SUPPORT

ADMINISTRATIVE SUPPORT FOR THE OSA DURING FY 1977 (BEYOND THAT PROVIDED BY THE OSA ITSELF) WILL BE PROVIDED THROUGH THE FOREIGN AFFAIRS ADMINISTRATIVE SUPPORT SYSTEM.

3. FUNCTIONS. SPECIFIC DUTIES AND RESPONSIBILITIES OF

THE OSA WILL NORMALLY INCLUDE:

A. PERFORMING SUCH FUNCTIONS AS THE CHIEF OF DIPLOMATIC MISSION DETERMINES NECESSARY WITH RESPECT TO (1) INTERNATIONAL MILITARY EDUCATION AND TRAINING PROVIDED UNDER CHAPTER 5 OF THE FOREIGN ASSISTANCE ACT OF 1961, AS AMENDED; (2) SALES OF DEFENSE ARTICLES AND SERVICES UNDER THE ARMS EXPORT CONTROL ACT; OR (3) SUCH OTHER INTERNATIONAL SECURITY ASSISTANCE PROGRAMS AS HAVE BEEN APPROVED FOR THE COUNTRY CONCERNED.
CONFIDENTIAL

PAGE 06 STATE 224915

B. UNDER THE SUPERVISION OF THE CHIEF OF DIPLOMATIC MISSION, DEVELOPING, AS APPROPRIATE, RECOMMENDATIONS FOR SECURITY ASSISTANCE PLANS AND PROGRAMS FOR THE HOST COUNTRY FOR SUBMISSION TO DEPARTMENT OF STATE AND DEPARTMENT OF DEFENSE.

C. MAINTAINING WORKING RELATIONSHIPS WITH APPROPRIATE OFFICIALS OF THE HOST GOVERNMENT REGARDING THE IMPLEMENTATION OF INTERNATIONAL SECURITY ASSISTANCE PROGRAMS.

D. KEEPING THE DEPARTMENTS OF STATE AND DEFENSE (ISA/DSAA, JCS, UNIFIED COMMANDS, AND MILITARY DEPARTMENTS), AS APPROPRIATE, INFORMED OF INTERNATIONAL SECURITY ASSISTANCE PROGRAM ACTIVITIES IN THE COUNTRY OF ASSIGNMENT.

E. ENSURING THAT THE HOST GOVERNMENT AND U.S. FIRMS ARE AWARE OF USG STATUTES, REQUIREMENTS, AND PROCEDURES RELATING TO THE EXPORT FROM THE U.S. OF DEFENSE ARTICLES AND SERVICES AND TAKE APPROPRIATE ACTION TO ASSURE COMPLIANCE.

F. ASSISTING APPROPRIATE USG AGENCIES IN ARRANGING FOR THE RECEIPT, TRANSFER AND ACCEPTANCE OF SECURITY ASSISTANCE MATERIEL, TRAINING AND OTHER SERVICES FOR THE HOST GOVERNMENT.

G. ASSISTING THE HOST GOVERNMENT IN THE IDENTIFICATION, MANAGEMENT, PROPER CONTROL AND DISPOSITION OF SECURITY ASSISTANCE MATERIEL, TRAINING AND SERVICES. RESPONSIBILITIES IN THIS CONNECTION INCLUDE (1) ANY INTENDED DISPOSITION OF U.S.-ORIGIN DEFENSE MATERIEL, TRAINING OR SERVICES EXCESS TO CURRENT NEEDS; (2) ANY INTENDED TRANSFER OF U.S.-ORIGIN DEFENSE MATERIEL, TRAINING OR SERVICES TO THIRD COUNTRIES; AND (3) ANY USE OR DISPOSITION OF U.S.-ORIGIN DEFENSE MATERIEL, TRAINING OR SERVICES WHICH IS NOT IN ACCORDANCE WITH APPLICABLE UNDERSTANDINGS, AGREEMENTS, AUTHORIZATIONS OR PROVISIONS OF LAW.

H. PERFORMING SUCH OTHER FUNCTIONS UNDER DIRECTION OF THE CHIEF OF THE DIPLOMATIC MISSION AS MAY BE REQUESTED

CONFIDENTIAL

PAGE 07 STATE 224915

BY APPROPRIATE AUTHORITY AND WHICH ARE RELATED TO INTERNATIONAL SECURITY ASSISTANCE PROGRAMS.

4. WE REALIZE THAT EACH POST MAY HAVE UNIQUE PROBLEMS IN IMPLEMENTING THESE REQUIREMENTS, CAUSED BY LOCAL EXIGENCIES, HOST GOVERNMENT PERCEPTIONS OF THE TRADITIONAL MAAG ROLE, AND LONG YEARS OF CUSTOM AND LOCAL PRACTICE. WE

DELIBERATELY ATTEMPTED TO PROVIDE A FRAME OF REFERENCE THAT WILL BE FLEXIBLE ENOUGH TO MEET PRACTICAL WORKADAY PROBLEMS AS WELL AS THE INTENT OF THE NEW LEGISLATION. FUNDING AND ADMINISTRATIVE DETAILS WILL BE THE SUBJECT OF FURTHER INSTRUCTIONS; NO ACTION SHOULD BE TAKEN, FOR THE TIME BEING, TO END FUNDING BY HOST GOVERNMENTS FOR THE ADMINISTRATIVE EXPENDITURES AS PROVIDED IN THE STANDARD TEXT OF BILATERAL AGREEMENT, BUT IS IS EXPECTED THAT THESE PAYMENTS WILL BE ELIMINATED.

5. ACTION ADDRESSEES SHOULD ALSO NOTE THAT THE NEW LEGISLATION STATES THAT THE PRESIDENT MAY ASSIGN NOT MORE THAN THREE MEMBERS OF THE ARMED FORCES. WE THEREFORE NEED TO HAVE RECOMMENDATIONS ON THE NUMBER OF PERSONNEL (I.E., ONE, TWO OR THREE) AND COMPOSITION (I.E., OFFICER AND/OR ENLISTED AND THEIR RANKS AND SERVICE AFFILIATIONS) DESIRED FOR THE OSA. EMBASSIES SHOULD INDICATE EXPECTED IMPACT ON THEIR CAPABILITY TO PROVIDE DIRECTION AND COMMUNICATIONS AND ADMINISTRATIVE SUPPORT FOR THE OSA. KISSINGER

CONFIDENTIAL

<< END OF DOCUMENT >>

Message Attributes

Automatic Decaptioning: X
Capture Date: 16 SEP 1999
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: MILITARY PERSONNEL, MILITARY ASSISTANCE, INSTRUCTIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 11 SEP 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: coburnhl
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976STATE224915
Document Source: ADS
Document Unique ID: 00
Drafter: PM/SAS: RWSMITH:LD
Enclosure: n/a
Executive Order: 11652 GDS
Errors: n/a
Film Number: D760343-0446
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t197609108/baaaeqaf.tel
Line Count: 304
Locator: TEXT ON-LINE, TEXT ON MICROFILM
Office: ORIGIN PM
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 6
Previous Channel Indicators:
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: coburnhl
Review Comment: n/a
Review Content Flags:
Review Date: 09 MAR 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <09 MAR 2004 by morefirh>; APPROVED <09 AUG 2004 by coburnhl>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: TERMS OF REFERENCE FOR OFFICE OF SECURITY
TAGS: MASS, BE, DA, FR, GE, IT, NL, NO, CS, PA, UY, IN, US
To: BRUSSELS
COPENHAGEN
PARIS
BONN
ROME PRIORITH
THE HAGUE

OSLO
SAN JOSE
ASUNCION
MONTEVIDEO
NEW DELHI
JCS
USCINCEUR
CINCPAC
USCINCSO INFO LUXEMBOURG
ATHENS
ANKARA
MADRID
LISBON
RABAT
TUNIS
JIDDA
AMMAN
KUWAIT
TEHRAN
MONROVIA
ADDIS ABABA
KINSHASA
ISLAMABAD
JAKARTA
BANGKOK
TAIPEI
MANILA
TOKYO
SEOUL
SANTO DOMINGO
TEGUCIGALPA
SAN SALVADOR
GUATEMALA
MANAGUA
PANAMA
BOGOTA
QUITO
LIMA
LA PAZ
BRASILIA
CARACAS
BUENOS AIRES
SANTIAGO
NATO
OSD ISA DSAA
CSA
CNO
CSAF
USNMR
Type: TE

Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006